

1 Katherine L. Kettler (SBN 231586)
2 *klk@millerlawgroup.com*
3 Jennifer A. Shy (SBN 131074)
4 *jas@millerlawgroup.com*
5 MILLER LAW GROUP
6 A Professional Corporation
7 111 Sansome Street, Suite 700
8 San Francisco, CA 94104
9 Tel. (415) 464-4300
10 Fax (415) 464-4336

11 Attorneys for Defendant
12 AT&T UMBRELLA BENEFIT PLAN NO. 1

13 Lee S. Harris (SBN 076699)
14 *LHarris@g3mh.com*
15 GOLDSTEIN, GELLMAN, MELBOSTAD,
16 HARRIS & MCSPARRAN, LLP
17 1388 Sutter Street, Suite 1000
18 San Francisco, CA 94103
19 Tel: (415) 673-5600
20 Fax: (415) 673-5606

21 Attorneys for Plaintiff
22 LOUIS J. VELA

23 UNITED STATES DISTRICT COURT
24 NORTHERN DISTRICT OF CALIFORNIA

25 LOUIS J. VELA,

26 Plaintiff,

27 v.

28 AT&T UMBRELLA BENEFIT PLAN NO. 1,

Defendant.

Case No.: CV 08 1575 MMC

**STIPULATION AND ~~[PROPOSED]~~ ORDER
TO CONTINUE FILING DATES RELATED
TO PARTIES' MOTIONS FOR SUMMARY
JUDGMENT**

Complaint filed: March 21, 2008
First Am. Complaint filed: May 14, 2008
Second Am. Complaint filed: Oct. 9, 2008

1 Plaintiff Louis Vela ("Plaintiff") and Defendant AT&T Umbrella Benefit Plan No. 1
2 ("Defendant") (collectively the "Parties"), by and through their respective counsel of record,
3 hereby stipulate as follows:

4
5 The Parties previously stipulated to a briefing schedule in support of their
6 respective Motions for Summary Judgment as reflected in the Court's Order filed on August
7 12, 2011 (Docket No. 86). Now, the Parties stipulate and respectfully request the Court to
8 further continue the Parties' present deadline for re-noticing their respective Motions for
9 Summary Judgment and for filing Further Briefing, from November 4, 2011 to December 5,
10 2011, and continue the Parties' present deadline for filing Responses to Further Briefing from
11 November 18, 2011 to December 19, 2011. The Parties also request that the Court allow
12 each Party up to ten (10) pages for their Responses to Further Briefing (instead of the five
13 pages currently allowed.)

14
15 Good cause exists for the requested continuance of these filing dates, as the re-
16 opened deposition of Ms. Tonya Warner was taken on October 13, 2011, and the extension of
17 time allows a reasonable time for the completion of the transcript, as well as the 30-day
18 statutory review period set forth in the Federal Rules of Civil Procedure, Rule 30(e).

19
20 The Parties wish to further inform that Court that they have engaged, through
21 their respective counsel, in discussion about the possibility of conducting further efforts to
22 informally resolve this dispute. In the event that the Parties agree to such further efforts, the
23 Parties may approach the Court to request a further continuance of the dates above related to
24 the filing of the Parties' Motions for Summary Judgment.

25 ///

26 ///

27 ///

1 IT IS SO STIPULATED.

2
3 Dated: October 20, 2011

GOLDSTEIN, GELLMAN, MELBOSTAD,
HARRIS & MCSPARRAN, LLP

4
5
6 By: /s/

7 Lee S. Harris
8 Attorneys for Plaintiff
9 LOUIS J. VELA

10 Dated: October 20, 2011

MILLER LAW GROUP
A Professional Corporation

11
12 By: /s/

13 Katherine L. Kettler
14 Attorneys for Defendant
15 AT&T UMBRELLA BENEFIT PLAN NO. 1

16 IT IS SO ORDERED

17
18
19 Dated: October 24, 2011

20 
HONORABLE MAXINE M. CHESNEY

21
22 4817-6513-4348, v. 2